

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**YOR920030458US1  
(590.118)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM AND METHOD FOR REGULATING RATE OF EXECUTION OF SOFTWARE  
EXECUTION UNITS FOR PERFORMANCE

the specification of which (check one)

\_\_\_\_\_ is attached hereto.

☒ was filed on October 19, 2003 as International Business Machines Docket No. YOR920030458US1

and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application, having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) |                    |                                 | Priority Claimed   |
|------------------------------|--------------------|---------------------------------|--|
|                              |                    |                                 | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| _____<br>(Number)            | _____<br>(Country) | _____<br>(Day/Month/Year Filed) | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| _____<br>(Number)            | _____<br>(Country) | _____<br>(Day/Month/Year Filed) | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| _____<br>(Number)            | _____<br>(Country) | _____<br>(Day/Month/Year Filed) | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

|                               |                        |
|-------------------------------|------------------------|
| _____<br>(Application Number) | _____<br>(Filing Date) |
| _____<br>(Application Number) | _____<br>(Filing Date) |

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

I hereby claim the benefit under 35 U.S.C. §120 of any United States Application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States, or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status) (patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration number).

Richard M. Ludwin (Reg. 33,010), Kevin M. Jordan (Reg. 40,277), Christopher A. Hughes (Reg. 26,914), John E. Hoel (Reg. 26,279), Joseph C. Redmond, Jr. (Reg. 18,753), Douglas W. Cameron (Reg. 31,596), Wan Yee Cheung (Reg. 42,410), Thu Ann Dang (Reg. 41,544), Louis P. Herzberg (Reg. 41,500), Derek S. Jennings (Reg. No. 41,473), Stephen C. Kaufman (Reg. 29,551), Daniel P. Morris (Reg. 32,053), Alison D. Mortinger (Reg. 39,306), Louis J. Percello (Reg. 33,206), Robert M. Trepp (Reg. 25,933), Gail H. Zarick (Reg. 43,303), and Rafael Perez-Pineiro (Reg. 46,041).

Send Correspondence to: the address associated with Customer Number 35195

Direct Telephone Calls to: (name and telephone number) Stanley D. Ference III, (412) 741-8400

Matthew A. Huras

Full name of sole or first inventor

\_\_\_\_\_  
Inventor's Signature

\_\_\_\_\_  
Date

15 Turiff Circle, Ajax, Ontario, CANADA L1T 3N4  
Residence

Canada

Citizenship

Same as above

Post Office Address

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Sam S. Lightstone

Full name of second joint-inventor, if any

Inventor's Signature

Date

60 Hillmount Avenue, Toronto, Ontario, CANADA M6B 1X4

Residence

Canada

Citizenship

Same as above

Post Office Address

Sujay S. Parekh

Full name of third joint-inventor, if any

Inventor's signature

Date

514 West 122 Street, Apt. 603, New York, New York 10027 USA

Residence

India

Citizenship

Same as above

Post Office Address

Kevin R. Rose

Full name of third joint-inventor, if any

Inventor's signature

Date

45 Dunfield Avenue, Apt. 2717, Toronto, Ontario, CANADA M4S 2H4

Residence

Canada

Citizenship

Same as above

Post Office Address